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CIVIL COVER SHEET

AD ECT

JS 44 (Rev. 12/87) (CAND Rev 1/10)

is JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating a civil docket sheet. (SEE INSTRUCTIONS ON PAGE TWO OF THE FORM.)

(a) PLAINTIFFS

DONALD SILVERSTRI, DAWN KEER, KIMBERLY MANCELLA,
JILL SILVERMAN STRELZIN, and CHRISTOPHER LEMOLE

DEFENDANTS

Facebook, Inc.

(b) County of Residence of First Listed Plaintiff Broward County, FL
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE
LAND INVOLVED.

(c) Attorney's (Firm Name, Address, and Telephone Number)

David N. Lake, Esq., Law Offices of David N. Lake, APC
16130 Ventura Boulevard, Suite 650
Encino, CA 91436
818-788-5100

Attorneys (If Known)

Unknown

I. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- 1 U.S. Government Plaintiff ☐ 3 Federal Question (U.S. Government Not a Party)
- 2 U.S. Government Defendant ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- Citizen of This State ☐ 1 ☐ 1 PTF DEF Incorporated or Principal Place of Business in This State ☐ 4 ☒ 4
- Citizen of Another State ☒ 2 ☐ 2 PTF DEF Incorporated and Principal Place of Business in Another State ☐ 5 ☐ 5
- Citizen or Subject of a Foreign Country ☐ 3 ☐ 3 Foreign Nation ☐ 6 ☐ 6

V. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
110 Insurance	310 Airplane	610 Agriculture	422 Appeal 28 USC 158	400 State Reapportionment
120 Marine	315 Airplane Product Liability	620 Other Food & Drug	423 Withdrawal 28 USC 157	410 Antitrust
130 Miller Act	320 Assault, Libel & Slander	625 Drug Related Seizure of Property 21 USC 881		430 Banks and Banking
140 Negotiable Instrument	330 Federal Employers' Liability	630 Liquor Laws	PROPERTY RIGHTS	450 Commerce
150 Recovery of Overpayment & Enforcement of Judgment	340 Marine	640 R.R. & Truck	820 Copyrights	460 Deportation
151 Medicare Act	345 Marine Product Liability	650 Airline Regs.	830 Patent	470 Racketeer Influenced and Corrupt Organizations
152 Recovery of Defaulted Student Loans (Excl. Veterans)	350 Motor Vehicle	660 Occupational Safety/Health	840 Trademark	480 Consumer Credit
153 Recovery of Overpayment of Veterans' Benefits	355 Motor Vehicle Product Liability	690 Other		490 Cable/Sat TV
160 Stockholders' Suits	360 Other Personal Injury	LABOR	SOCIAL SECURITY	510 Selective Service
190 Other Contract		710 Fair Labor Standards Act	861 HIA (1395ff)	520 Securities/Commodities/Exchanges
195 Contract Product Liability		720 Labor/Mgmt. Relations	862 Black Lung (923)	575 Customer Challenge 17 USC 541
196 Franchise		730 Labor/Mgmt. Reporting & Disclosure Act	863 DIWC/DIWW (405(g))	890 Other Statutory Actions
		740 Railway Labor Act	864 SSID Title XVI	891 Agricultural Acts
		790 Other Labor Litigation	865 RSI (405(g))	892 Economic Stabilization Act
		791 Empl. Ret. Inc. Security Act		893 Environmental Matters
		IMMIGRATION	FEDERAL TAX SUITS	894 Energy Allocation Act
		462 Naturalization Application	870 Taxes (U.S. Plaintiff or Defendant)	895 Freedom of Information Act
		463 Habeas Corpus - Alien Detainees	871 IRS - Third Party 26 USC 7609	900 Appeal of Fee Determination Under Equal Access to Justice
		465 Other Immigration Actions		950 Constitutionality of State Statutes

VI. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify) ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judgment

VII. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
18 U.S.C. § 2701, et seq.

Brief description of cause:

Violation of Electronic Data Privacy Act

VIII. REQUESTED IN COMPLAINT:

☒ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 DEMAND \$ in excess of \$5 million ☒ CHECK YES only if demanded in complaint JURY DEMAND: ☒ Yes ☐ No

IX. RELATED CASE(S) IF ANY

PLEASE REFER TO CIVIL L.R. 3-12 CONCERNING REQUIREMENT TO FILE "NOTICE OF RELATED CASE".

X. DIVISIONAL ASSIGNMENT (CIVIL L.R. 3-2)

PLACE AN "X" IN ONE BOX ONLY

☐ SAN FRANCISCO/OAKLAND

☒ SAN JOSE

☐ EUREKA

DATE

SIGNATURE OF ATTORNEY OF RECORD

01/29/2010 09:11

No.: R035

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